

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Revenue Department - Allegation of corruption against Sri P. Yadaiah, Additional Revenue Inspector, Nalgonda District - Trapped on 31.7.2007 - Tribunal for Disciplinary Proceedings report in TEC No.23/2009 - Dismissed from service - Revision Petition filed - Allowed - Modified the punishment of dismissal from service to that of reduction to lower time-scale of pay - Orders - Issued.

REVENUE(VIGILANCE-II) DEPARTMENT

G.O.Ms.No. 538

Dated:10-10-2013.

Read the following :

1. G.O.Ms.No.29, Revenue (Vig. II) Department, Dated: 16.1.2013.
2. From Sri P. Yadaiah, Senior Assistant and former Additional Revenue Inspector (dismissed), revision petition, dt: Nil (rec. on 9.4.2013).

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ORDER:

In the reference 1st read above, based on the findings of the Tribunal for Disciplinary Proceedings in TEC No. 23/2009, dated: 21.12.2010 a penalty of dismissal from service was imposed against Sri P. yadaiah, Additional Revenue Inspector, Nalgonda District, as he was involved in a case of corruption.

2. In the reference 2nd read above, Sri P. Yadaiah, Senior Assistant and former Additional Revenue Inspector (dismissed) has submitted his revision petition stating that Sri P. Krishna Reddy, Tahsildar (who was also involved in the case), in his representation submitted before the Government had stated that the complainant came to their Office on 28.7.2007 and gave letter admitting his guilt vide Ex.D1, promising to pay fine amount and accordingly he (Tahsildar) imposed the fine of Rs.2,000/- and gave the amount to Revenue Inspector to pay the challan and to obtain DD and accordingly the Revenue Inspector obtained DD on 30.7.2007, then the lorry of the complainant was released; that the Tahsildar further stated that the complainant again indulged in transporting of sand and he (Tahsildar) imposed a fine of Rs.1,000/- and the amount was given to Revenue Inspector to pay the Challan and both the DDs were seized by the ACB at the time of post trap proceedings and that the complainant bore grudge and lodged false complaint. Sri P. Yadaiah, Additional Revenue Inspector (dismissed) has stated that the above contentions of the Tahsildar were mentioned in the exoneration orders issued in the case of Sri K. Krishna Reddy, Tahsildar (AO-1) by the Government. Thus it is clear that he acted as per the instructions of Tahsildar and he is subordinate but the Government failed to consider the same and he has requested to drop action against him too.

3. Government have examined the matter together with material available and observe that in the case of Sri K. Krishna Reddy, Tahsildar (AO-1), he did not touch the bribe amount and the phenolphthalein test conducted on him gave negative result. Hence Government deviated with the findings of the Tribunal for Disciplinary Proceedings in TEC No.22 of 2009, as the same were based on only a statement of the complainant but there was no enough

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evidence. Accordingly exonerated the Tahsildar vide G.O.Ms.No.28, Revenue (Vig. II) Department, Dt:16.1.2013. Whereas, in the case of appellant viz., Sri P. Yadaiah, Additional Revenue Inspector (AO-2) that he had received the amount and the phenolphthalein test proved positive.

4. Government observe that Sri P. Yadaiah, Additional Revenue Inspector should have not received the amount from the outsider even for obtaining the challan / DD, as the burden lies with the public to do so and to produce the same before the office. The appellant erred on this.

5. Government after careful examination of all aspects and also taking the revision petition of the appellant into consideration hereby modify the punishment of dismissal from service ordered in the reference 1st read above in respect of Sri P. Yadaiah, Additional Revenue Inspector, to that of “reduction to lower time scale of pay” under sub-clause (b) of clause-vii of rule 9 of A.P.C.S (CC&A) Rules, 1991.

6. The Chief Commissioner of Land Administration, A.P., Hyderabad shall take necessary further action accordingly in the matter.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration, AP, Hyderabad.
The District Collector, Nalgonda.
Sri P. Yadaiah, Senior Assistant and former Additional Revenue Inspector
through the Chief Commissioner of Land Administration, AP, Hyderabad.

Copy to:

The Secretary to VC, A.P. Vigilance Commission, Hyderabad.
The Director General, Anti-Corruption Bureau, Hyderabad.
The District Treasury Officer, Nalgonda District.
PS to Prl. Secy. Revenue Department.
SF/SC.

// Forwarded :: By Order//

SECTION OFFICER